

02/28/02



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PTO/SB/05 (11-00)

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 01-9424

First Inventor ARDIZZONE, Vincent

Title Bi-Axial Rotating Magnetic Therapeutic Device

Express Mail Label No. EL 130205306 US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 22]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure

4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 14]

5. Oath or Declaration [Total Pages]

- a. ☐ Newly executed (original or copy)
- b. ☐ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
- i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s)
named in the prior application, see 37 CFR
1.63(d)(2) and 1.33(b).

6. ☒ Application Data Sheet. See 37 CFR 1.76**ADDRESS TO:**Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
- c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☐ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Request and Certification under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35
or its equivalent.
17. ☐ Other: _____

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____ / _____

Prior application information:

Examiner _____

Group Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS☒ Customer Number or Bar Code Label25,189
(Insert Customer No. or Attach bar code label here)or ☒ Correspondence address below

Name

Cislo & Thomas LLP

Address

233 Wilshire Boulevard,
Suite 900

City

Santa Monica

State

California

Zip Code

90401

Country

U.S.A

Telephone

310-451-0647

Fax

310-394-4477

Name (Print/Type)

Daniel Cislo

Registration No. (Attorney/Agent)

32,973

Signature

Date

2-28-02

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:
ARDIZZONE, Vincent

Serial Number: Filed Herewith

Filing Date: Filed Herewith

For: **BI-AXIAL ROTATING MAGNETIC THERAPEUTIC DEVICE**

BOX PATENT APPLICATION

Commissioner for Patents
The Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mailing Label No. Label No. EL130205306 US
Deposited: February 29, 2002

Dear Sir or Madam:

Enclosed herewith are the following:

1. Patent Application Transmittal Form (1 page);
2. Fee Transmittal Form (1 page);
3. Check in the amount of \$490.00 for filing fees;
4. Patent Application (22 written description pages and 14 drawing sheets,
for a total of 36 pages); and
5. Acknowledgement Postcard.

10087135-022800208290-55748001

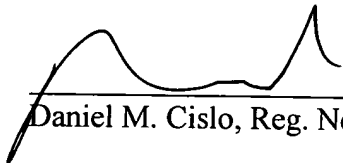
I hereby certify that this paper or fee is being deposited with the United States Postal Service with sufficient postage for "Express Mail" service under 37 C.F.R., Section 1.10, on the date indicated above and is addressed to:

Assistant Commissioner for Patents
The Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231
BOX PATENT APPLICATION

Respectfully submitted,

CISLO & THOMAS LLP

Date: February 20th, 2002



Daniel M. Cislo, Reg. No. 32,973

CISLO & THOMAS LLP
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Santa Monica, California 90401-1211
Customer No.: 25,189
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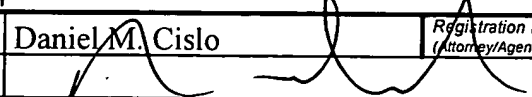
DMC:KWC/ac

Enclosures

As listed above

<h1 style="margin: 0;">FEE TRANSMITTAL</h1> <h2 style="margin: 0;">for FY 2000</h2> <p style="font-size: small; margin: 0;">Patent fees are subject to annual revision. Small Entity payments <u>must</u> be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</p>		<p>Complete if Known</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>Filed Herewith</td> </tr> <tr> <td>Filing Date</td> <td>Filed Herewith</td> </tr> <tr> <td>First Named Inventor</td> <td>ARDIZZONE, Vincent</td> </tr> <tr> <td>Examiner Name</td> <td></td> </tr> <tr> <td>Group / Art Unit</td> <td></td> </tr> <tr> <td>Attorney Docket No.</td> <td>01-9424</td> </tr> </table>		Application Number	Filed Herewith	Filing Date	Filed Herewith	First Named Inventor	ARDIZZONE, Vincent	Examiner Name		Group / Art Unit		Attorney Docket No.	01-9424
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Group / Art Unit															
Attorney Docket No.	01-9424														
TOTAL AMOUNT OF PAYMENT		(\$) 490.00													

<p>METHOD OF PAYMENT (check one)</p> <p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number: 03-2030</p> <p>Deposit Account Name: Cislo & Thomas LLP</p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p> <p>FEE CALCULATION</p> <p>1. 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unavoidable</td> <td>0.00</td> </tr> <tr> <td>141</td> <td>1,210</td> <td>241</td> <td>605</td> <td>Petition to revive - unintentional</td> <td>0.00</td> </tr> <tr> <td>142</td> <td>1,210</td> <td>242</td> <td>605</td> <td>Utility issue fee (or reissue)</td> <td>0.00</td> </tr> <tr> <td>143</td> <td>430</td> <td>243</td> <td>215</td> <td>Design issue fee</td> <td>0.00</td> </tr> <tr> <td>144</td> <td>580</td> <td>244</td> <td>290</td> <td>Plant issue fee</td> <td>0.00</td> </tr> <tr> <td>122</td> <td>130</td> <td>122</td> <td>130</td> <td>Petitions to the Commissioner</td> <td>0.00</td> </tr> <tr> <td>123</td> <td>50</td> <td>123</td> <td>50</td> <td>Petitions related to provisional applications</td> <td>0.00</td> </tr> <tr> <td>126</td> <td>240</td> <td>126</td> <td>240</td> <td>Submission of Information Disclosure Stmt</td> <td>0.00</td> </tr> <tr> <td>581</td> <td>40</td> <td>581</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td>40.00</td> </tr> <tr> <td>146</td> <td>690</td> <td>246</td> <td>345</td> <td>Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td>0.00</td> </tr> <tr> <td>149</td> <td>690</td> <td>249</td> <td>345</td> <td>For each additional invention to be examined (37 CFR § 1.129(b))</td> <td>0.00</td> </tr> <tr> <td colspan="5">Other fee (specify)</td> <td>0.00</td> </tr> <tr> <td colspan="5">Other fee (specify)</td> <td>0.00</td> </tr> <tr> <td colspan="5" style="text-align: right;">SUBTOTAL (3)</td> <td>(\$) 40.00</td> </tr> </tbody> </table> <p>* Reduced by Basic Filing Fee Paid</p>	Large Entity Code	Large Entity Fee (\$)	Small Entity Code	Small Entity Fee (\$)	Fee Description	Fee Paid	105	130	205	65	Surcharge - late filing fee or oath	0.00	127	50	227	25	Surcharge - late provisional filing fee or cover sheet	0.00	139	130	139	130	Non-English specification	0.00	147	2,520	147	2,520	For filing a request for reexamination	0.00	112	920*	112	920*	Requesting publication of SIR prior to Examiner action	0.00	113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	0.00	115	110	215	55	Extension for reply within first month	0.00	116	380	216	190	Extension for reply within second month	0.00	117	870	217	435	Extension for reply within third month	0.00	118	1,360	218	680	Extension for reply within fourth month	0.00	128	1,850	228	925	Extension for reply within fifth month	0.00	119	300	219	150	Notice of Appeal	0.00	120	300	220	150	Filing a brief in support of an appeal	0.00	121	260	221	130	Request for oral hearing	0.00	138	1,510	138	1,510	Petition to institute a public use proceeding	0.00	140	110	240	55	Petition to revive - unavoidable	0.00	141	1,210	241	605	Petition to revive - unintentional	0.00	142	1,210	242	605	Utility issue fee (or reissue)	0.00	143	430	243	215	Design issue fee	0.00	144	580	244	290	Plant issue fee	0.00	122	130	122	130	Petitions to the Commissioner	0.00	123	50	123	50	Petitions related to provisional applications	0.00	126	240	126	240	Submission of Information Disclosure Stmt	0.00	581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00	146	690	246	345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00	149	690	249	345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00	Other fee (specify)					0.00	Other fee (specify)					0.00	SUBTOTAL (3)					(\$) 40.00
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120	300	220	150	Filing a brief in support of an appeal	0.00																																																																																																																																																																																																																																																																																				
121	260	221	130	Request for oral hearing	0.00																																																																																																																																																																																																																																																																																				
138	1,510	138	1,510	Petition to institute a public use proceeding	0.00																																																																																																																																																																																																																																																																																				
140	110	240	55	Petition to revive - unavoidable	0.00																																																																																																																																																																																																																																																																																				
141	1,210	241	605	Petition to revive - unintentional	0.00																																																																																																																																																																																																																																																																																				
142	1,210	242	605	Utility issue fee (or reissue)	0.00																																																																																																																																																																																																																																																																																				
143	430	243	215	Design issue fee	0.00																																																																																																																																																																																																																																																																																				
144	580	244	290	Plant issue fee	0.00																																																																																																																																																																																																																																																																																				
122	130	122	130	Petitions to the Commissioner	0.00																																																																																																																																																																																																																																																																																				
123	50	123	50	Petitions related to provisional applications	0.00																																																																																																																																																																																																																																																																																				
126	240	126	240	Submission of Information Disclosure Stmt	0.00																																																																																																																																																																																																																																																																																				
581	40	581	40	Recording each patent assignment per property (times number of properties)	40.00																																																																																																																																																																																																																																																																																				
146	690	246	345	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00																																																																																																																																																																																																																																																																																				
149	690	249	345	For each additional invention to be examined (37 CFR § 1.129(b))	0.00																																																																																																																																																																																																																																																																																				
Other fee (specify)					0.00																																																																																																																																																																																																																																																																																				
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SUBTOTAL (3)					(\$) 40.00																																																																																																																																																																																																																																																																																				

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Daniel M. Cislo	Registration No. (Attorney/Agent)	32,973
Signature		Telephone	1-310-451-0647
		Date	2-28-02

WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

